

**STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH
OFFICE OF EMERGENCY MEDICAL SERVICES**

In re: Barry Barkinsky

Petition No. 2004-0922-072-008

CONSENT ORDER

WHEREAS, Barry Barkinsky of Stamford (hereinafter "respondent") has been issued license number 000042 to practice as a paramedic by the Department of Public Health (hereinafter "the Department") pursuant to Chapter 384d of the General Statutes of Connecticut, as amended; and,

WHEREAS respondent admits that:

1. Respondent while working on an emergency 911 call, on November 27, 2003, allowed an Emergency Medical Technician – Basic Level to insert an intravenous line which is a skill that he is not certified to perform.
2. Respondent then falsified the Patient Care Record to reflect that he inserted the line.
3. The above described facts constitute grounds for disciplinary action pursuant to the General Statutes of Connecticut, §20-206nn, including, but not limited to:
 - a. §20-206nn(1);
 - b. §20-206nn(4); and/or,
 - c. §20-206nn(5).

WHEREAS, respondent, in consideration of this Consent Order, has chosen not to contest this matter and agrees that for purposes of this or any future proceedings before the Department of Public Health (hereinafter "the Department"), this Consent Order shall have the same effect as if

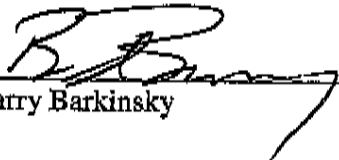
proven and ordered after a full hearing held pursuant to §§19a-10, 19a-180 and 20-206nn of the General Statutes of Connecticut.

NOW THEREFORE, pursuant to §§19a-14, 19a-180, 19a-17 and 20-206nn of the General Statutes of Connecticut, respondent hereby stipulates and agrees to the following:

1. Respondent waives his right to a hearing on the merits of this matter.
2. Respondent's license number 000042 to practice as a paramedic in the State of Connecticut is hereby reprimanded.
3. Respondent shall comply with all state and federal statutes and regulations applicable to his licensure.
4. Legal notice shall be sufficient if sent to respondent's last known address of record reported to the Office of Practitioner Licensing and Certification of the Bureau of Healthcare Systems of the Department.
5. This Consent Order is effective on the first day of the month immediately following the date this Consent Order is accepted and ordered by the Department.
6. Respondent understands this Consent Order may be considered as a public document and evidence of the above admitted violations in any proceeding before the Department in which his compliance with this Consent Order or with §20-206nn of the General Statutes of Connecticut, as amended, is at issue.
7. This Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Further, this Order is not subject to appeal or review under the provisions of Chapters 54 or 368a of the General Statutes of Connecticut, provided that this stipulation shall not deprive respondent of any rights that he may have under the laws of the State of Connecticut or of the United States.

8. This Consent Order is a revocable offer of settlement which may be modified by mutual agreement or withdrawn by the Department at any time prior to its being executed by the last signatory.
9. Respondent permits a representative of the Legal Office of the Bureau of Healthcare Systems to present this Consent Order and the factual basis for this Consent Order to the Department. Respondent understands that the Department has complete and final discretion as to whether this executed Consent Order is approved or accepted.
10. Respondent has the right to consult with an attorney prior to signing this document.
11. The execution of this document has no bearing on any criminal liability without the written consent of the Director of the Medicaid Fraud Control Unit or the Bureau Chief of the Division of Criminal Justice's Statewide Prosecution Bureau.

I, Barry Barkinsky, have read the above Consent Order, and I stipulate and agree to the terms as set forth therein. I further declare the execution of this Consent Order to be my free act and deed.


Barry Barkinsky

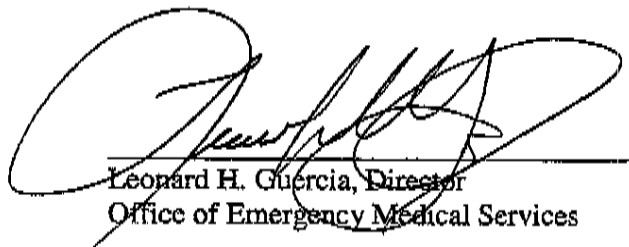
Subscribed and sworn to before me this 26th day of May 2005.



**My Commission Expires
June 17, 2008**

Notary Public or person authorized
by law to administer an oath or affirmation

The above Consent Order having been presented to the duly appointed agent of the
Commissioner of the Department of Public Health on the 1 day of
June 2005, it is hereby accepted.


Leonard H. Guercia, Director
Office of Emergency Medical Services